



# Massachusetts

## Department of Correction

# Quarterly Report on the Status of Prison Overcrowding, Fourth Quarter of 2003

Submitted in Compliance with Chapter 799  
Section 21 of the Acts of 1985

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# 2003 Fourth Quarter Report

**S**ection Twenty-one of Chapter 799 of the Acts of 1985 directs the Commissioner of Correction to report quarterly on the status of overcrowding in state and county facilities. This statute calls for the following information:

**Such report shall include, by facility, the average daily census for the period of the report and the actual census on the first and last days of the report period. Said report shall also contain such information for the previous twelve months and a comparison to the rated capacity of such facility.**

This report presents the required statistics for the fourth quarter of 2003.

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This report prepared by Pamela McLaughlin, of the Research and Planning Division, is based on daily count sheets.

## 2003 Fourth Quarter Report

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## Technical Notes, 1996 to Present<sup>1</sup>

- The official capacity or custody level designation for each facility can change for a number of reasons, e.g. expansion of facility beds, decrease of facility beds due to fire, or changes in contracts with vendors. In all tables, the capacity and custody level reflects the status at the end of the reporting period. The design capacity is reported for correctional facilities in Tables 1 through 6.
- Due to changes in the Massachusetts General Law, DOC consolidated one unit at the Bridgewater Treatment Center and back-filled with general population inmates. These design capacity beds were placed on-line November 8, 1996 and first appeared on the November 12, 1996 daily count sheet. Three hundred additional beds were placed on-line during the third quarter of 1997.
- Where relevant, the population figures for all facilities include both male and female inmates except shown at Lancaster.
- State inmates housed in the Hampshire County contract program are included in the county population tables, as are all other state inmates housed in county facilities.
- Beginning with the second quarter of 1998 quarterly report, the following county correctional facilities are presented individually: Bristol Dartmouth, Bristol Ash Street, David R. Nelson Correctional Addiction Center, and Bristol Pre-Release in Bristol County; Essex Middleton and Essex Lawrence Correctional Alternative Center in Essex County; Middlesex Cambridge and Middlesex Billerica in Middlesex County; Norfolk Braintree, Norfolk Dedham and Norfolk Contract in Norfolk County. Beginning with the third quarter of 1998 report, facilities for Suffolk and Hampden Counties are presented individually.
- Nashua Street inmates housed at other facilities are reported in the counts for the facilities in which they are in custody.
- On October 22, 1997, Eastern Massachusetts Correctional Alcohol Center (EMCAC) was renamed the David R. Nelson Correctional Addiction Center (DRNCAC).
- On May 18, 2000, the Braintree Alternative Center was temporarily closed for renovations by the Norfolk County Sheriff's Office. All inmates were transferred to the minimum security Pre-Release Center in Dedham.
- As of September 15, 2000, Longwood Treatment Center, male population, has been moved to the Massachusetts Boot Camp and the women were transferred to facilities housing female populations.
- As of September 22, 2000, Massachusetts Boot Camp no longer holds any medium security inmates.
- Due to DOC policy modification, the security level of Boston State Pre-Release was changed from Security Level 2 to Security Level 3/2 during the third quarter 2001.
- P.P.R.E.P. has been closed effective July 26, 2001
- Charlotte House has been closed effective November 9, 2001
- Effective November 16, 2001, NCCI Gardner added 30 beds to Security Level 3, per policy 101.
- May 20, 2002, NECC changed from a Security Level 3 to Level 3/2. The design capacity for Security Level 3 is 62 and for Security Level 2, the design capacity is 88.

## Technical Notes, Continued

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- May 20, 2002, Pondville Correctional Center changed from a Security Level 3 to Level 3/2 with a design capacity of 100.
  - June 10, 2002, South Middlesex Correctional Center changed to a facility for female offenders.
  - June 22, 2002, Old Colony Correctional Center added a Level 3 housing unit. The design capacity for Security Level 5 is 480 and for Security Level 3, the design capacity is 100.
  - On June 30, 2002, the following institutions were closed; SECC (Medium), Hodder Cottage @ Framingham, MCI-Lancaster, The Massachusetts Boot Camp and the Addiction Center @ SECC.
  - As of July 1, 2002, the Massachusetts Boot Camp will now be known as the Massachusetts Alcohol and Substance Abuse Center (MASAC). Within MASAC is the Longwood Treatment Center Program, relocated on September 15, 2000. This program serves individuals incarcerated for operating under the influence of alcohol. Because the inmates are predominantly county sentenced inmates, the inmate count and bed capacity is also included in Tables 3 and 5.
  - The Treatment Center includes both civil and criminal populations.
  - As of April 5, 2002, Norfolk County no longer has any contract beds, all inmates are now held at the Norfolk County House of Correction.
  - As of April 5, 2002, Bristol County closed the Pre-Release facility and moved inmates to Bristol County House of Correction.
  - As of July 1, 2002, two housing units remain open at MCI-Shirley Minimum with a design capacity of 92.
  - The Longwood program was terminated on July 1, 2003 and the last inmate to leave the facility was on September 8, 2003.
  - On past Quarterly Overcrowding Reports, NCCI-Gardner (Minimum) was inadvertently shown under Security Level 3/2 instead of Level 3. This problem has been rectified.
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- On April 18, 1995, new security level designations were established according to 103 DOC 101 Correctional Institutions/Custody Levels policy which states

#### **Custody Levels:**

- **Level One.** The least restrictive in the department and is reserved only for those inmates who are at the end of their sentence and have been identified as posing little to no threat to the community. Supervision is minimal and indirect.

- **Level Two.** A custody level in which both design/construction as well as inmate classification reflect the goal of restoring to the inmate maximum responsibility and control of their own behavior and actions prior to their release. Direct supervision of these inmates is not required, but intermittent observation may be appropriate under certain conditions. Inmates within this level may be permitted to access the community unescorted to participate in programming to include, but not limited to, work release, educational release, etc.

- **Level Three.** A custody level in which both the design/construction as well as inmate classification reflect the goal of returning to the inmate a greater sense of personal responsibility and autonomy while still providing for supervision and monitoring of behavior and activity. Inmates within this security level are not considered a serious risk to the safety of staff, inmates or to the public. Program participation is mandated and geared toward their potential reintegration into the community. Access to the community is limited and under constant direct staff supervision.

- **Level Four.** A custody level in which both the design/construction as well as inmate classification reflect the goal of restoring to the inmate some degree of responsibility and control of their own behavior and actions, while still insuring the safety of staff and inmates. Design/construction is generally characterized by high security parameters and limited use of internal physical barriers. Inmates at this level have demonstrated the ability to abide by rules and regulations and require intermittent supervision. However, behavior in the community, i.e., criminal sentence and/or the presence of serious outstanding legal matters, indicate the need for some control and for segregation from the community. Job and program opportunities exist for all inmates within the perimeter of the facility.

- **Level Five.** A custody level in which design/construction as well as inmate classification reflect the need to provide maximum external and internal control and supervision of inmates. Inmates accorded to this status may present an escape risk or pose a threat to other inmates, staff, or the orderly running of the institution, however, at a lesser degree than those at level 6. Supervision remains constant and direct. Through an inmates willingness to comply with institutional rules and regulations, increased job and program opportunities exist.

- **Level Six.** A custody level in which both design/construction as well as inmate classification reflect the need to provide maximum external and internal control and supervision of inmates primarily through the use of high security parameters and extensive use of internal physical barriers and check points. Inmates accorded this status present serious escape risks or pose serious threats to themselves, to other inmates, to staff, or the orderly running of the institution. Supervision of inmates is direct and constant.

#### **Abbreviations**

AC	Addiction Center	NCCI	North Central Correctional Institution at Gardner
ADP	Average Daily Population	OSCC	Old Colony Correctional Center
ATU	Awaiting Trial Unit	OUI	Operating Under the Influence
CRS	Contract Residential Services Includes Charlotte House, and Houston House	PPREP	Pre-Parole Residential Environmental Phase Program
DDU	Departmental Disciplinary Unit	PRC	Pre-Release Center
DOC	Department of Correction	SBCC	Souza-Baranowski Correctional Center
DRNCAC	David R. Nelson Correctional Addiction Center	SECC	Southeastern Correctional Center
DSU	Departmental Segregation Unit	SDPTC	Sexually Dangerous Person Treatment Center
HOC	House Of Correction	SMCC	South Middlesex Correctional Center(formerly SMPRC)
LCAC	Lawrence Correctional Alternative Center	SH	State Hospital
NECC	Northeastern Correctional Center	TC	Treatment Center (Longwood)

**Table 1 provides the DOC figures for the Fourth quarter of 2003.** As this table indicates, the DOC population (excluding Bridgewater SH, SDPTC and county inmates at the Massachusetts Alcohol and Substance Abuse Center) decreased by 154 inmates, or (-2%), from the first day of the fourth quarter to the last day of the quarter. At the end of the quarter, the DOC operated with 8,784 inmates in the system, and the average daily population was 8,874 with a design capacity of 6,659. Thus, the DOC operated at 133 percent of design capacity.

**Population in DOC Facilities, October 6, 2003 to December 29, 2003**

<b>Custody Level/Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Custody Level 6</b>					
Cedar Junction	720	721	713	633	114%
SBCC	974	976	980	1,024	95%
Framingham –ATU	184	209	148	64	288%
<b>Custody Level 5</b>					
OCCC	777	790	768	480	162%
<b>Custody Level 4</b>					
Bay State	293	291	295	266	110%
Concord	1,047	1,088	997	614	171%
Framingham	453	474	436	388	117%
Norfolk	1,443	1,444	1,444	1,084	133%
Shirley-Medium	1,083	1,091	1,076	720	150%
NCCI	964	969	965	568	170%
<b>Sub-Total</b>	<b>7,938</b>	<b>8,053</b>	<b>7,822</b>	<b>5,841</b>	<b>136%</b>
<b>Custody Level 3</b>					
NCCI	28	23	30	30	93%
Plymouth	172	144	189	151	114%
Shirley Minimum	47	49	46	92	51%
OCCC Minimum	103	98	108	100	103%
<b>Custody Level 3/2</b>					
Boston State	89	87	94	55	162%
NECC	203	197	203	150	135%
Pondville	177	173	184	100	177%
SMCC	113	110	105	125	90%
<b>Sub-Total</b>	<b>932</b>	<b>881</b>	<b>959</b>	<b>803</b>	<b>116%</b>
<b>Custody Level 1</b>					
Houston House	4	4	3	15	27%
<b>Sub-Total</b>	<b>4</b>	<b>4</b>	<b>3</b>	<b>15</b>	<b>27%</b>
<b>Total</b>	<b>8,874</b>	<b>8,938</b>	<b>8,784</b>	<b>6,659</b>	<b>133%</b>
<b>Custody Level 4</b>					
State Hospital@Bridgewater	343	338	331	227	151%
*Treatment Center	567	565	569	561	101%
<b>Custody Level 3</b>					
MASAC	193	239	159	236	75%
<b>Sub-Total</b>	<b>1,103</b>	<b>1,142</b>	<b>1,059</b>	<b>1,024</b>	<b>106%</b>
<b>Grand Total</b>	<b>9,977</b>	<b>10,080</b>	<b>9,843</b>	<b>7,683</b>	<b>130%</b>
Houses of Correction	455	475	428	n.a.	n.a.
Federal Prisons	5	5	5	n.a.	n.a.
Inter-State Contract	72	73	71	n.a.	n.a.

(\*See Technical Notes

**Table 2 provides the DOC figures for the previous twelve months – i.e., for the period October 7, 2002 to September 29, 2003.** These figures indicate that the DOC population increased by 36 inmates over this twelve month period (excluding AC, Bridgewater SH, SDPTC and inmates at the Massachusetts Alcohol and Substance Abuse Center), from 8,861 to 8,897 in September 2003.

**Population in DOC Facilities, October 7, 2002 to September 29, 2003**

<b>Custody Level/Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Custody Level 6</b>					
Cedar Junction	688	653	720	633	109%
SBCC	1,025	1,059	980	1,024	100%
Framingham – ATU	181	183	204	64	283%
<b>Custody Level 5</b>					
OCCC	710	584	771	480	148%
<b>Custody Level 4</b>					
Bay State	292	292	293	266	110%
Concord	1,087	1,110	1,090	614	177%
Framingham	486	500	467	388	125%
Norfolk	1,437	1,450	1,432	1,084	133%
Shirley-Medium	1,085	1,087	1,092	720	151%
NCCI	965	969	963	568	170%
<b>Sub-Total</b>	<b>7,956</b>	<b>7,887</b>	<b>8,012</b>	<b>5,841</b>	<b>136%</b>
<b>Custody Level 3</b>					
NCCI	25	30	23	30	83%
Plymouth	164	181	149	151	109%
Shirley Minimum	52	74	50	92	57%
OCCC Minimum	98	105	96	100	98%
<b>Custody Level 3/2</b>					
Boston State	91	94	91	55	165%
NECC	210	224	197	150	140%
Pondville	174	183	172	100	174%
SMCC	83	82	103	125	66%
<b>Sub-Total</b>	<b>897</b>	<b>973</b>	<b>881</b>	<b>803</b>	<b>112%</b>
<b>Custody Level 1</b>					
Houston House	3	1	4	15	20%
<b>Sub-Total</b>	<b>3</b>	<b>1</b>	<b>4</b>	<b>15</b>	<b>20%</b>
<b>Total</b>	<b>8,856</b>	<b>8,861</b>	<b>8,897</b>	<b>6,659</b>	<b>133%</b>
<b>Custody Level 4</b>					
State Hospital@Bridgewater	349	374	337	227	154%
*Treatment Center	562	553	568	561	100%
<b>Custody Level 3</b>					
MASAC	198	178	237	236	84%
<b>Sub-Total</b>	<b>1,109</b>	<b>1,105</b>	<b>1,142</b>	<b>1,024</b>	<b>108%</b>
<b>Grand Total</b>	<b>9,965</b>	<b>9,966</b>	<b>10,039</b>	<b>7,683</b>	<b>130%</b>
Houses of Correction	474	492	473	n.a.	n.a.
Federal Prisons	6	6	5	n.a.	n.a.
Inter-State Contract	74	78	73	n.a.	n.a.

(\*See technical notes)



**Table 3 presents the county figures for the fourth quarter of 2003.** The county population decreased by 403 inmates, or 3%, from the first day of the fourth quarter to the last day of the quarter. At the end of the quarter, the county system operated with 12,316 inmates, with an average daily population of 12,764 in facilities with a total design capacity of 8,022. Thus, the county system operated at 159 percent of design capacity.

**Population in County Correctional Facilities by County,  
October 6, 2003 to December 29, 2003**

<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
Barnstable	311	303	306	110	283%
Berkshire	329	329	320	116	284%
Bristol	1,183	1,164	1,136	610	194%
Dukes	31	33	25	19	163%
Essex	1,424	1,460	1,341	635	224%
Franklin	188	200	181	63	298%
Hampden	1,864	1,841	1,828	1,303	143%
Hampshire	259	252	255	248	104%
Middlesex	1,145	1,144	1,101	1,035	111%
Norfolk	581	558	532	354	164%
Plymouth	1,648	1,644	1,601	1,140	145%
Suffolk	2,448	2,465	2,356	1,599	153%
Worcester	1,353	1,326	1,334	790	171%
<b>Total</b>	<b>12,764</b>	<b>12,719</b>	<b>12,316</b>	<b>8,022</b>	<b>159%</b>

**Table 4 presents the county figures for the fourth quarter of 2003.** The following table presents a breakdown of multi-facility counties, by facility.

**Population in County Correctional Facilities by Facility,  
October 6, 2003 to December 29, 2003**

<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Bristol County</b>					
Bristol Ash Street	193	187	186	206	94%
Bristol Dartmouth	990	977	950	304	326%
Bristol DRNCAC	-	-	-	100	0%
<b>Essex County</b>					
Essex Middleton	1,064	1,082	1,009	500	213%
Essex LCAC	360	378	332	135	267%
<b>Hampden County</b>					
Hampden	1,692	1,667	1,661	1,178	144%
Hampden OUI	172	174	167	125	138%
<b>Middlesex County</b>					
Middlesex Cambridge	316	317	285	161	196%
Middlesex Billerica	829	827	816	874	95%
<b>Norfolk County</b>					
Norfolk Dedham	581	558	532	302	192%
Norfolk Braintree	-	-	-	52	0%
<b>Suffolk County</b>					
Suffolk Nashua Street	660	679	636	453	146%
Suffolk South Bay	1,788	1,786	1,720	1,146	156%

**Table 5 presents the county figures for the previous twelve months.** These figures indicate that the county population increased by 561 inmates, or 5%, over this twelve month period, from 12,274 in October, to 12,835 in September 2003.

**Population in County Correctional Facilities by County,  
October 7, 2002 to September 29, 2003**

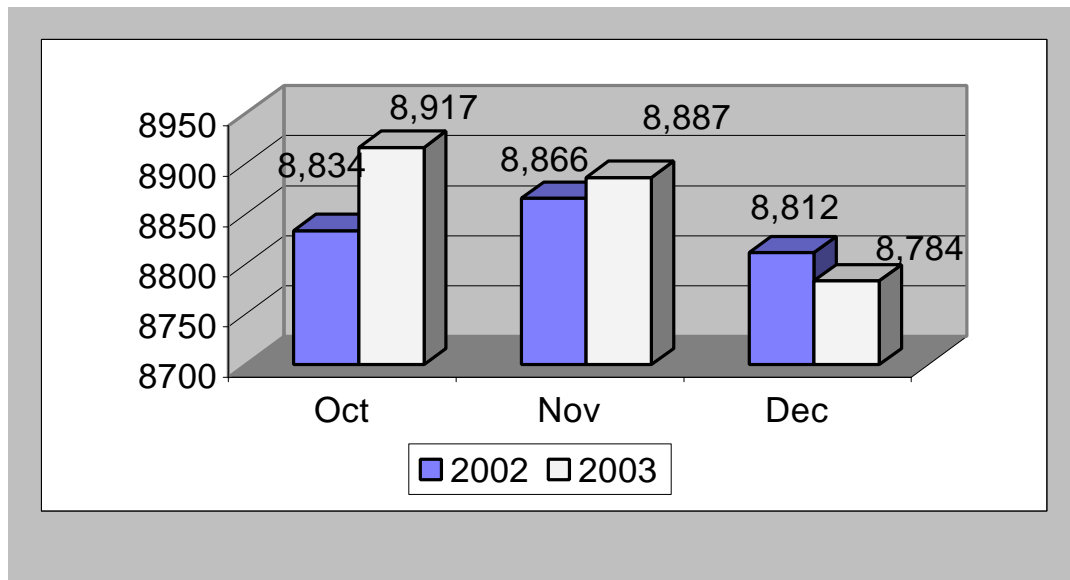
<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
Barnstable	280	271	304	110	255%
Berkshire	303	297	333	116	261%
Bristol	1,158	1,158	1,193	610	190%
Dukes	28	24	33	19	147%
Essex	1,401	1,400	1,462	635	221%
Franklin	173	173	200	63	275%
Hampden	1,767	1,889	1,839	1,303	136%
Hampshire	244	241	246	248	98%
Middlesex	1,125	1,161	1,151	1,035	109%
Norfolk	546	540	586	354	154%
Plymouth	1,561	1,509	1,636	1,140	137%
Suffolk	2,265	2,255	2,491	1,599	142%
Worcester	1,310	1,297	1,361	790	166%
MASAC	46	59	-	125	37%
<b>Total</b>	<b>12,207</b>	<b>12,274</b>	<b>12,835</b>	<b>8,147</b>	<b>150%</b>

**Table 6 presents the county figures for the previous twelve months.** The following table presents a breakdown of multi-facility counties, by facility.

**Population in County Correctional Facilities by Facility,  
October 7, 2002 to September 29, 2003**

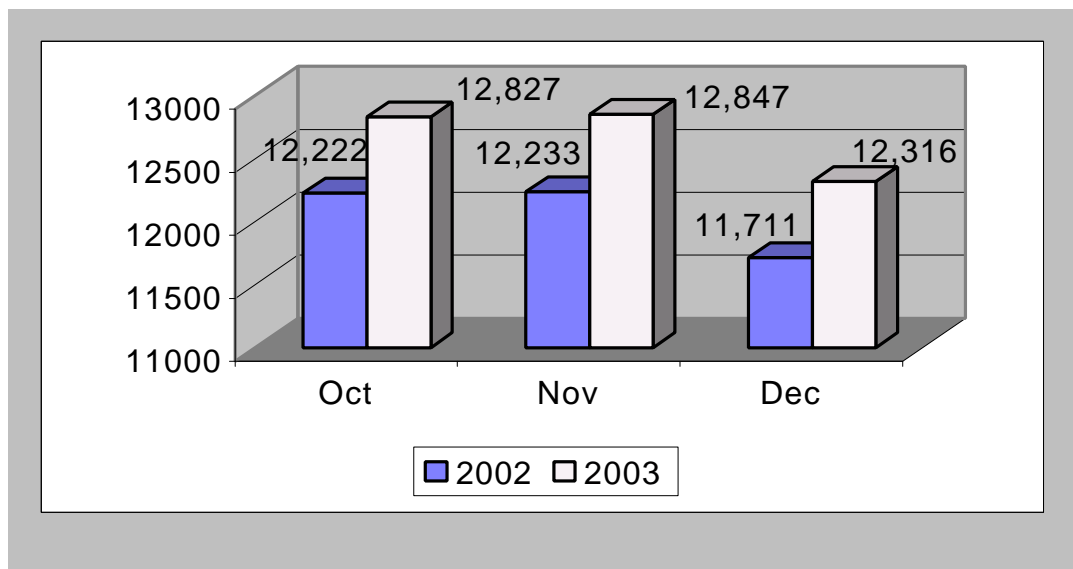
<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Bristol County</b>					
Bristol Ash Street	188	193	203	206	91%
Bristol Dartmouth	970	965	990	304	319%
Bristol DRNCAC	-	-	-	100	0%
<b>Essex County</b>					
Essex Middleton	1,046	1,052	1,082	500	209%
Essex LCAC	355	348	380	135	263%
<b>Hampden County</b>					
Hampden	1,595	1,720	1,673	1,178	135%
Hampden-OUI	172	169	166	125	138%
<b>Middlesex County</b>					
Middlesex Cambridge	280	279	321	161	174%
Middlesex Billerica	845	882	830	874	97%
<b>Norfolk County</b>					
Norfolk Dedham	546	540	586	302	181%
Norfolk Braintree	-	-	-	52	0%
<b>Suffolk County</b>					
Suffolk Nashua Street	662	676	669	453	146%
Suffolk South Bay	1,603	1,579	1,822	1,146	140%

**Figure 1.**  
**DOC Sentenced Population, Fourth Quarters of 2002 and 2003**



The graph above compares the DOC sentenced population for the fourth quarter in 2002 to that in 2003, by month. For October 2003, the DOC population increased by 83 inmates, compared with the same month of 2002; for November, the population increased by 21 inmates; and for December the population decreased by 28 inmates.

**Figure 2.**  
**HOC Population, Fourth Quarters of 2002 and 2003**



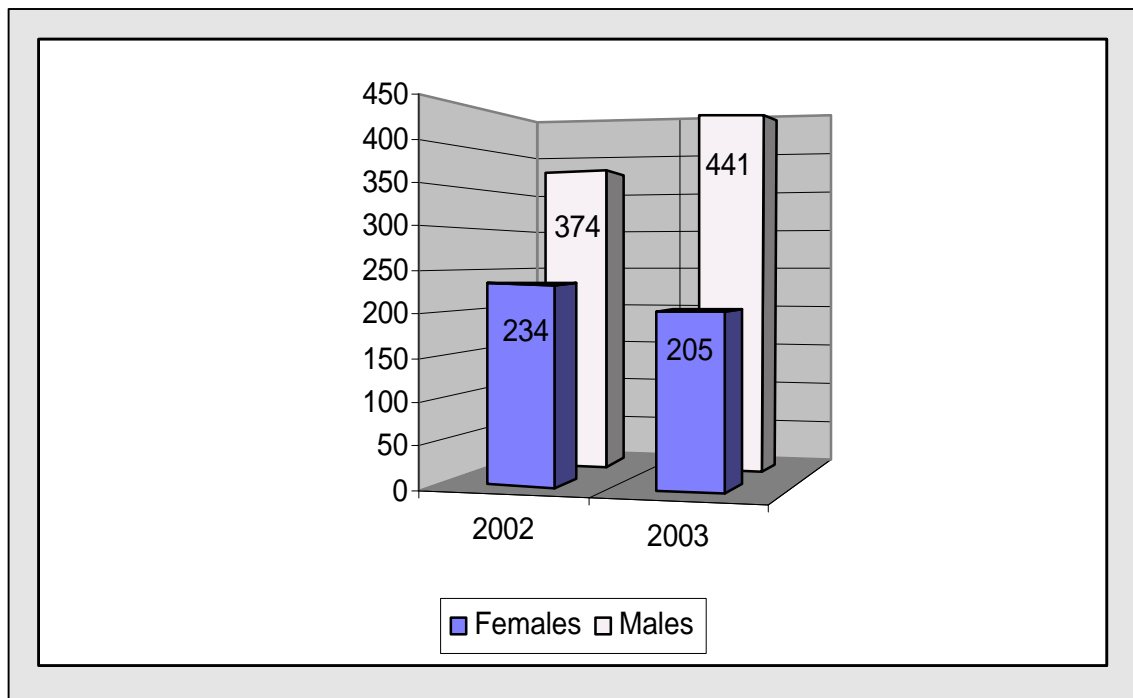
The graph above compares the HOC population for the fourth quarter in 2002 to that in 2003, by month. For October 2003, the HOC population increased by 605 inmates, or 5%, compared with the same month of 2002; for November, the population increased by 614 inmates, or 5%, and for December, the population increased by 605 inmates or 5%.

*Note:* Data for Figure 2 was taken from the end of the month daily count sheet compiled by the Classification Division

**Table 7 provides quarterly statistics on new, criminally sentenced, court commitments to the DOC for the fourth quarters of 2002 and 2003, by sex.** Overall, there was a increase of 38 new court commitments, or 6 percent, for 2003 in comparison with the number of new court commitments in 2002, from 606 to 648. Male commitments for the fourth quarter of 2003 increased by 67 or 18 percent from 2002. Female commitments for the fourth quarter of 2003 decreased by 29, or (-12) percent from 2002.

Quarterly DOC New Court Commitment by Sex			
	2002	2003	Difference
<b>Males</b>			
First Quarter	425	433	2%
Second Quarter	404	473	17%
Third Quarter	338	354	5%
Fourth Quarter	374	441	18%
<b>Sub-Total</b>	<b>1,541</b>	<b>1,701</b>	<b>10%</b>
<b>Females</b>			
First Quarter	325	252	-22%
Second Quarter	217	278	28%
Third Quarter	254	271	7%
Fourth Quarter	234	205	-12%
<b>Sub-total</b>	<b>1,030</b>	<b>1,006</b>	<b>-2%</b>
<b>Total</b>	<b>2,571</b>	<b>2,707</b>	<b>5%</b>

**Figure 3 provides a graphical representation** of the number of new, criminally sentenced court commitments to the DOC during the fourth quarters of 2002 and 2003, by sex.



*Note:* Data for Table 7 and Figure 3 were obtained from the DOC's Inmate Tracking Database and the IMS Database